

**MEMORANDUM ENDORSED****SBAITI & COMPANY**  
A TEXAS PROFESSIONAL LIMITED LIABILITY COMPANY

March 21, 2022

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DATE FILED: 3/22/2022**Via E-File**

Honorable Gregory H. Woods  
 U.S. District Judge  
 Southern District of New York  
 500 Pearl Street, Room 2260  
 New York, NY 10007

Re: *U.S. Bank National Association, et al. v. The Charitable Donor Advised Fund, et al.*, Cause No. 1:21-cv-11059-GHW,  
 In the United States District Court, Southern District of New York

Dear Judge Woods:

On March 4, 2022, I accepted service of Plaintiffs' Amended Complaint in this action on behalf of Defendant NexPoint Diversified Real Estate Trust (f/k/a NexPoint Strategic Opportunities Fund) ("NexPoint"). On March 7, 2022, counsel for Plaintiffs and I agreed that NexPoint will respond to the amended complaint no later than April 14, 2022.

This letter serves to inform the Court of this agreement among the parties and to request that the Court give NexPoint up to and including April 14, 2022, to file an answer or otherwise respond to the amended complaint.

Yours very truly,

/s/ Mazin A. Sbaiti

Mazin A. Sbaiti

The parties' request is granted. NexPoint's deadline to answer or otherwise respond to the amended complaint is extended to April 14, 2022.

SO ORDERED.

Dated: March 22, 2022  
 New York, New York

  
 GREGORY H. WOODS  
 United States District Judge